

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Vice Chair Flynn, on April 5, 2017 at 8:00 AM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Jeff Essmann, Chair (R)
Rep. Kelly Flynn, Vice Chair (R)
Rep. Tom Jacobson, Vice Chair (D)
Rep. Kim Abbott (D)
Rep. Becky Beard (R)
Rep. Zach Brown (D)
Rep. Dave Fern (D)
Rep. Wylie Galt (R)
Rep. Adam Hertz (R)
Rep. Greg Hertz (R)
Rep. Steve Lavin (R)
Rep. James O'Hara (R)
Rep. Alan Redfield (R)
Rep. Bridget Smith (D)
Rep. Tom Welch (R)
Rep. Kerry White (R)

Members Excused:

Rep. Mary Ann Dunwell (D)
Rep. Ron Ehli (R)
Rep. Jim Hamilton (D)
Rep. George G. Kipp III (D)

Members Absent: None

Staff Present: Margot Miltenberger, Committee Secretary
Megan Moore, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 354, 4/3/2017
Executive Action: HJ 2

00:01:07 Rep. Dunwell and Rep. Kipp III joined the meeting

HEARING ON SB 354

Opening Statement by Sponsor:

00:03:20 Sen. Mary Caferro (D), SD 41, opened the hearing on SB 354, Revise tobacco, nicotine, and tobacco product taxes for healthcare services.

Proponents:

00:12:04 Mark Sanders, North Central Independent Living Sources
00:12:42 Shyla Patera, North Central Independent Living Sources
00:16:09 Amanda Cahill, American Heart Association, American Stroke Association
00:19:34 Chelsia Rice, Self
00:22:02 Kelly Jepson, Consumer Direct Care Network
00:23:13 Tylee Petek, Self
00:23:59 Bruce Pesonia, Self
00:27:16 Virjeana Brown, Self
00:29:50 Ken Brown, Opportunity Resources
00:32:57 Rob Tallon, Reach Incorporated
00:35:14 Dr. Greg Holzman, Department of Public Health and Human Services (DPHHS)

EXHIBIT(tah71a01)

00:38:26 Casey Blumenthal, Montana Hospital Association (MHA), Billings Clinic
00:40:10 Kathy McGowan, Community Mental Health Centers (MTCMHCS), National Alliance on Mental Illness (NAMI)
00:43:19 Kristin Page Nei, American Cancer Society Cancer Action Network (ACSCAN)

EXHIBIT(tah71a02)

00:46:33 Stacey Campbell, Department of Public Health and Human Services (DPHHS)
00:49:20 Jean Morgan, Westmount
00:50:26 Mona Jamison, Shodair Children's Hospital

EXHIBIT(tah71a03)

00:53:17 David Hemion, Montana Dental Association (MDA)
00:55:12 Fran Sadowski, Missoula Developmental Service Corporation (MDSC)
00:58:22 Sarah Corbally, Youth Homes and Partnership for Children

EXHIBIT(tah71a04)

00:59:27 Glenn Oppel, Pacific Source Health Plans
00:59:42 Janie McCall, Yellowstone Boys and Girls Ranch, Intermountain, Family Support Network
01:00:23 Kali Wicks, Blue Cross and Blue Shield

EXHIBIT(tah71a05)

01:01:23 Lynn Morley, Quality Life Concepts (QLC)
01:02:32 Bonnie Lorang, Montana Medical Association
01:03:10 Jacquie Helt, SEIU 775
01:05:32 Kerry Dattilo, Quality Life Concepts (QLC)_
01:07:49 Eve Franklin, Montana Association of Community Service Providers
01:08:34 Jackie Boyle, AARP Montana

01:09:11 Heather O'Loughlin, Montana Budget and Policy Center (MBPC)

EXHIBIT(tah71a06)

01:11:22 Sarah Howell, Montana Women Vote (MWV), Montana Human Rights Network (MHRN)

01:12:05 Katy Westhoff, Montana Public Interest Research Group (MPIRG)

01:12:45 Stacey Anderson, Primary Care Association, Montana Association of Naturopathic Physicians, Montana Speech Language and Hearing Association, Montana Association of Marriage and Family Therapists, Montana Public Health Association, Aging Services

01:13:14 Abbigail Belcher, Associated Students of the University of Montana (ASUM)

Opponents:

01:15:21 Rep. Ricci

01:17:22 Bob Story, Montana Taxpayers Association (Montax)

EXHIBIT(tah71a07)

01:20:30 Kenny Volk, Self

01:23:41 Keith Bowman, Ecig Vapor Juice, Montana Smoke Free Association

01:27:14 Stan Feist, Sheehan Majestic

01:29:30 Brent Mead, Montana Policy Institute (MPI)

01:32:23 John Monahan, Noon's Food Stores, High Noon Petroleum

01:35:32 Mary Szarmach, Smoker Friendly

01:37:44 Lucas Anderson, uBlaze Vapor LLC, Montana Smoke Free Association

EXHIBIT(tah71a08)

01:40:53 Scott Boulanger, Mark Staples, Cigar Association

01:41:14 Brad Longcake, Montana Petroleum Marketers and Convenience Store Association (MPMCSA)

01:44:13 Jeffrey Brewer, The Man Store

EXHIBIT(tah71a09)

01:46:21 Deanna Marshall, Freedom Vapes, Montana Smoke Free Association

01:49:28 Mike Kallevig, Tobacco Row

01:51:18 Ron Marshall, Self, Freedom Vapes

01:54:11 Ronnie Fredrick, Smoke Free Montana

01:57:15 Tommie Dobbs, Liberty Vape

01:58:41 David Herbst, Americans For Prosperity Montana (AFP)

02:01:18 Jason Cornfeld, Old Skool Vape Society

EXHIBIT(tah71a10)

02:01:37 Brad Griffin, Montana Retail Association

02:02:35 Sean Glenn, Vaporology Vape Shop, Montana Smoke Free Association

Informational Witnesses:

02:05:18 Joshua Poulette, Legislative Fiscal Division (LFD)

02:05:33 Kory Hofland, Department of Revenue (DOR)

Questions from Committee Members and Responses:

02:06:24 Rep. Abbott

02:08:08 Rep. Beard
02:11:16 Sen. Caferro
02:11:33 Rep. Jacobson
02:12:46 Rep. Ricci
02:13:14 Stacy Campbell, DPHHS

EXHIBIT(tah71a11)

02:14:01 Rep. White
02:14:48 Kory Hofland, DOR
02:16:16 Rep. White
02:18:36 Sen. Caferro
02:20:38 Rep. Fern
02:21:20 Brent Mead, MPI
02:21:58 Rep. Dunwell
02:22:26 Dr. Greg Holzman, DPHHS
02:25:31 Rep. A. Hertz
02:26:17 Stacy Campbell, DPHHS
02:27:13 Rep. Redfield
02:27:44 Sen. Caferro
02:27:51 Rep. Kipp III
02:28:29 Brent Mead, MPI
02:29:41 Rep. Hamilton
02:30:22 Stacy Campbell, DPHHS
02:31:11 Rep. Welch
02:31:41 Sen. Caferro
02:32:09 Rep. Essmann
02:33:25 Dr. Greg Holzman, DPHHS
02:33:43 Rep. Dunwell
02:34:16 Dr. Greg Holzman, DPHHS
02:35:15 Rep. Abbott
02:35:39 Heather O'Loughlin, MBPC
02:36:39 Rep. Fern
02:37:07 Sen. Caferro

Closing by Sponsor:

02:39:41 Sen. Caferro

EXECUTIVE ACTION ON HJ 2

02:51:31 **Motion:** Rep. Essmann moved that **HJ 2 DO PASS.**

02:52:01 Rep. Z. Brown
02:52:19 Rep. Dunwell

02:53:23 **Motion:** Rep. Redfield moved that **HJ 2 BE AMENDED.**

EXHIBIT(tah71a12)

02:53:34 Megan Moore, Legislative Services Division (LSD)
02:53:43 Rep. Jacobson

02:54:29 Recessed

02:58:50 Reconvened

02:59:13 Without objection, Rep. Essmann withdrew the **DO PASS** motion.

ADJOURNMENT

Adjournment: 03:00:20

Margot Miltenberger, Secretary

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Additional Documents:

EXHIBIT([tah71aad.pdf](#))